



Patent
Attorney Docket No. PD-980174A
Customer No. 20991

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JCM

10-27-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mustafa Eroz, et al.

Serial No: 10/023, 509

Filed: December 18, 2001

For: METHOD FOR A GENERAL NEAR
OPTIMAL TURBO CODE TRELLIS
TERMINATION

Art Unit: 2133
Examiner: Stephen Baker

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
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September 18, 2003

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Ginger Fogle
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TERMINAL DISCLAIMER

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Technology Center 2100

Mail Stop
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner, Hughes Electronics Corporation, a Delaware corporation, organized under the laws of the State of Delaware and having a place of business at 11717 Exploration Lane, Germantown, Maryland 20876, represents that it is the owner of all right, title and interest, via an Assignment recorded at Reel 010195, Frame 0153 (3 pages) of the above-identified application.

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Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173, as presently shortened by any terminal disclaimer, of the U.S. Patent No. 6,332,209, petitioner being the owner of all right, title and interest in and to such patent by virtue of Assignment documents recorded at Reel 010195, Frame 0153 (3 pages), and hereby

agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the '209 patent, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the term defined in 35 U.S.C. §§ 154-156 and 173 of the '209 patent, as shortened by any terminal disclaimer, in the event that the '209 patent later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable or is found invalid by a court of competent jurisdiction, (3) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), (4) has all claims cancelled by a reexamination certificate, is reissued, or (5) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. § 154 prior to the expiration of its full statutory term, as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Petitioner has reviewed the recorded Assignments specified above and certifies that, to the best of its knowledge and belief, title to the above-identified application and patent specified above is in Petitioner's name as assignee. The undersigned is empowered to act on behalf of assignee.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The filing fee under 37 C.F.R. § 1.20(d) of \$110.00 for this terminal disclaimer should be charged to deposit account 50-0383.

Respectfully submitted,



Craig Plastrik
Reg. No. 41,254
Attorney for Applicant

September 18, 2003

HUGHES ELECTRONICS CORPORATION
Customer No. 20991